

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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DEXTER MURRAY,

Plaintiff,

-v-

PATRICIA MIDDLETON, NEW YORK CITY  
HOUSING AUTHORITY, and THE CITY OF  
NEW YORK,

Defendants.  
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19 Civ. 1959 (PAE) (SLC)

OPINION & ORDER

PAUL A. ENGELMAYER, District Judge:

On July 29, 2020, the Court adopted the Report and Recommendation of the Hon. Sarah L. Cave, United States Magistrate Judge, and dismissed the claims against defendants New York City Housing Authority and the City of New York with prejudice. Dkt. 34. The Court further directed Murray “to inform the Court in writing, by August 10, 2020, whether he intends to pursue his claim against defendant Middleton,” who at the time of the Court’s order had not yet been served. *Id.* The Court stated that “[i]f the Court has not received an affirmative response from Murray by that date, the Court will promptly dismiss the claims against Middleton without prejudice.” *Id.*

The Court having received no response from Murray, the claims against Middleton are hereby dismissed without prejudice. The Clerk of Court is respectfully directed to close this case and to mail a copy of this Order to Mr. Murray.

SO ORDERED.

  
Paul A. Engelmayer  
United States District Judge

Dated: September 4, 2020  
New York, New York